



**COMMONWEALTH of VIRGINIA  
DEPARTMENT OF HEALTH  
DIVISION OF SHELLFISH SANITATION**

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State Health Commissioner*

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**NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION  
NUMBER 006-143, GARDNER, JACKSON AND BONUM CREEKS**

**EFFECTIVE 7 JULY 2017**

Pursuant to Title 28.2, Chapter 8, §§ 28.2-803 through 28.2-808, § 32.1-20, and § 2.2-4002, B.16 of the Code of Virginia:

1. The “Notice and Description of Shellfish Area Condemnation Number 006-143, Gardner, Jackson and Bonum Creeks,” effective 4 August 2016, is cancelled effective 7 July 2017.
2. Condemned Shellfish Area Number 006-143, shown as Sections A through E, is hereby established effective 7 July 2017. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the Code of Virginia. The boundaries of these areas are shown on the map titled “Gardner, Jackson and Bonum Creeks, Condemned Shellfish Area Number 006-143, 7 July 2017” which is part of this notice.
3. Seasonally Condemned Shellfish Number 006-143, shown as Section M1, is hereby established effective 7 July 2017, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It shall be unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the Code of Virginia. The boundaries of this area are shown on the map titled “Gardner, Jackson and Bonum Creeks, Condemned Shellfish Number 006-143, 7 July 2017” which is part of this notice.
4. Seasonally Condemned Shellfish Number 006-143, shown as Sections S1 and S14, is hereby established effective 7 July 2017, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of August until rescinded. It shall be unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the Code of Virginia. The boundaries of these areas are shown on the map titled “Gardner, Jackson and Bonum Creeks, Condemned Shellfish Number 006-143, 7 July 2017” which is part of this notice.

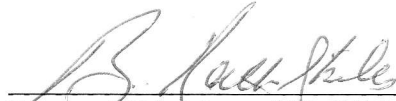
5. Seasonally Condemned Shellfish Number 006-143, shown as Sections S2 and S3, is hereby established effective 7 July 2017, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It shall be unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the Code of Virginia. The boundaries of these areas are shown on the map titled "Gardner, Jackson and Bonum Creeks, Condemned Shellfish Number 006-143, 7 July 2017" which is part of this notice.
6. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

### **BOUNDARIES OF CONDEMNED AREA NUMBER 006-143**

- A. The condemned area shall include that portion of Gardner Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (38°06'45.7", -76°36'58.0") to map coordinate (38°06'42.7", -76°36'54.2").
- B. The condemned area shall include that portion of Jackson Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (38°06'20.2", -76°36'06.2") to map coordinate (38°06'16.6", -76°36'06.6").
- C. The condemned area shall include that portion of Bonum Creek and its tributaries upstream of a line drawn from latitude/longitude map coordinate (38°05'30.5", -76°35'01.6") to map coordinate (38°05'33.7", -76°34'56.9").
- D. The condemned area shall include that portion of Jackson Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (38°06'12.9", -76°36'03.4") to map coordinate (38°06'13.1", -76°35'59.8").
- E. The condemned area shall include all of the unnamed tributary of Gardner Creek upstream of a line drawn from latitude / longitude map coordinate (38°06'53.2", -76°36'27.7") to map coordinate (38°06'52.3", -76°36'21.6").
- M1. The seasonally condemned area shall include that portion of Ragged Point Bay, including all of the unnamed inlet, inland of a line drawn from latitude / longitude map coordinate (38°08'54.3", -76°36'42.7"), to map coordinate (38°08'56.0", -76°36'38.3"), to map coordinate (38°08'14.2", -76°36'22.8") and to map coordinate (38°08'07.5", -76°36'35.3").
- S1. The seasonally condemned area shall include that portion of Gardner Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (38°06'51.1", -76°36'34.4") to map coordinate (38°06'45.1", -76°36'33.5"); but excluding the area defined as Section A.
- S2. The seasonally condemned area shall include that portion of Jackson Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (38°06'25.2", -76°35'49.5") to map coordinate (38°06'24.4", -76°35'48.6"); but excluding the areas defined as Sections B and D.

- S3. The seasonally condemned area shall include that portion of Bonum Creek and its tributaries upstream of a line drawn from latitude/longitude map coordinate (38°05'50.4",-76°34'54.0") to map coordinate (38°05'44.6",-76°34'50.9") ; but excluding the area defined as Section C.
- S14. The seasonally condemned area shall include all of the unnamed tributary of Gardner Creek upstream of a line drawn from latitude / longitude map coordinate (38°06'55.3", -76°36'09.9") to map coordinate (38°06'55.6",-76°36'06.0").

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:

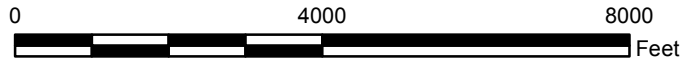
 for Dr. Levine

State Health Commissioner

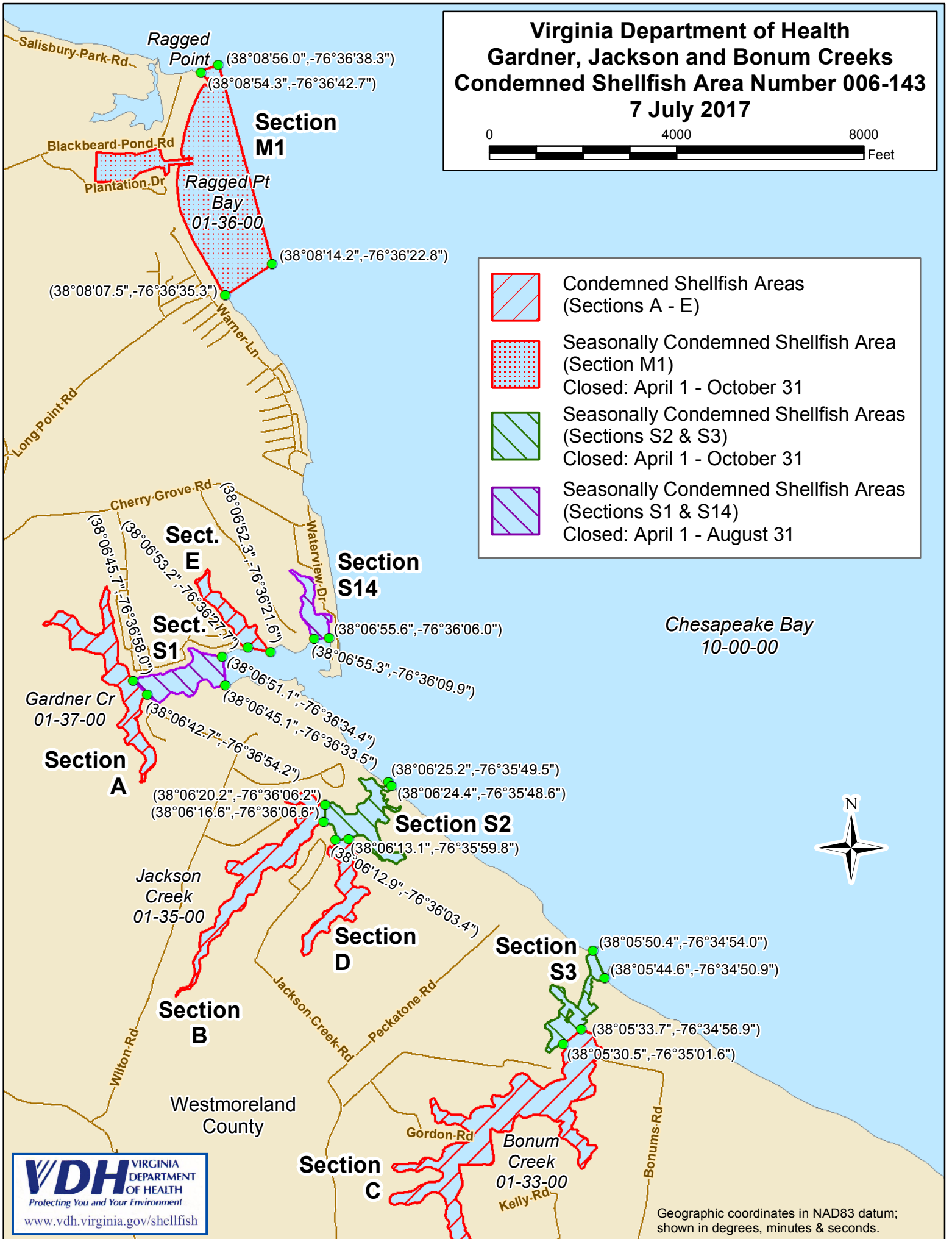
6-23-17

Date

**Virginia Department of Health  
Gardner, Jackson and Bonum Creeks  
Condemned Shellfish Area Number 006-143  
7 July 2017**



-  Condemned Shellfish Areas (Sections A - E)
-  Seasonally Condemned Shellfish Area (Section M1)  
Closed: April 1 - October 31
-  Seasonally Condemned Shellfish Areas (Sections S2 & S3)  
Closed: April 1 - October 31
-  Seasonally Condemned Shellfish Areas (Sections S1 & S14)  
Closed: April 1 - August 31



Chesapeake Bay  
10-00-00

